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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 United States of America,

10 Plaintiff,

11 v.

12 Jennifer Maldonado,

13 Defendant.
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No. CR-22-00890-001-TUC-DLR

ORDER

15 Before the Court are Defendant's Motions Pursuant to 18 U.S.C. 3582(c) in 2:21-
16 cr-00414 (Doc. 51) and in 4:22-cr-00890 (Doc. 33), wherein Defendant seeks a sentence
17 reduction pursuant to Amendment 821 to the United States Sentencing Guidelines. The
18 motions are fully briefed and for the reasons set forth herein are denied.

19 **I. Background**

20 On October 27, 2022, Defendant pled guilty in two cases in a combined plea
21 agreement. In each case she pled guilty to one count of possession with intent to
22 distribute fentanyl under 21 U.S.C. § 841(A)(1) & (B)(1)(b)(VI).

23 At sentencing, the Court adopted the Guideline calculations in the pre-Sentence
24 Report ("PSR"). In its guideline calculation, the Court found the offense level to be 28
25 and the criminal history category to be I with a guideline range of 57–71 months in
26 prison. The Court found that the safety valve applied and, after applying a four-level
27 downward departure under U.S.S.G. § 5K3.1, sentenced Defendant to concurrent terms of
28 37 months.

